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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 661 OF 2007
IN
CRIMINAL APPEAL NO. 325 OF 2007

Tetsuo Hirayama ..Applicant

versus

Dawa Injung & Anr. ..Respondents

Mr. F. E. Saldhana for the Applicant.

Mr. V. H. Kantharia for the Respondent No.1.

Mr. D. P. Adsule, APP for the Respondents - State.

CORAM : B. H. MARLAPALLE, J.

DATE : 7TH SEPTEMBER, 2007.

P.C.

. Heard Mr. Saldhana, learned counsel for the applicant - original accused No.2.

2. By this application, the applicant has prayed for interim relief, viz. for shifting of the applicant from Central Prison, Kolhapur, where he is presently undergoing his sentence to the Central Prison at Mumbai, for his dental treatment, and,

more particularly when the dental treatment facilities are not available at the Government Hospital at Kolhapur.

3. Mr. Adsule, the learned APP was directed to take instructions on the last date and he has received a written communication dated 3.9.2007 from the Superintendent, Kolhapur Central Prison, Kolhapur, and as per the said report the applicant has already been shifted to the Central Prison at Yerwada, Pune, so that he will undergo dental treatment by Sasson Hospital, Pune. The said letter dated 3.9.2007 is taken on record.

4. Hence, this application does not survive any further and the same is disposed of as such.

(B. H. MARLAPALLE, J.)